

Message Text

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ACTION L-02

INFO OCT-01 IO-10 ISO-00 DLOS-03 CIAE-00 DODE-00 PM-03

H-01 INR-05 NSAE-00 NSC-05 PA-01 RSC-01 PRS-01 SP-02

SS-15 USIA-06 AF-04 ARA-06 EA-06 EUR-12 NEA-06 ACDA-05

EB-04 /099 W

----- 026797

R 072049Z NOV 74

FM USMISSION USUN NEW YORK

TO AMEMBASSY SANTIAGO

INFO AMEMBASSY LIMA

SECSTATE WASHDC 7166

C O N F I D E N T I A L USUN 4799

E.O. 11652: GDS

TAGS: UN, OGEN

SUBJECT: UNGA LEGAL COMMITTEE: DEFINITION OF AGGRESSION

REF: SANTIAGO 6745

1. TROUBLE PERU IS CAUSING RE DEFINITION OF AGGRESSION
WOULD NOT APPEAR BE DIRECTLY RELATED TO BORDER QUESTIONS.

2. DESOTO (PERU) IS TAKING LEAD IN COASTAL STATE DRIVE
TO ELIMINATE LANGUAGE IN ARTICLE 3(C) OF DEFINITION
RELATING TO ATTACKS ON "MARINE AND AIR FLEETS" FROM
DEFINITION, OR TO OBTAIN ADDITION TO TEXT TO ELIMINATE
ANY POSSIBILITY THESE WORDS COULD RESTRICT ACTION OF
STATES WITH EXTENSIVE UNILATERAL LOS CLAIMS.

3. PERU, JOINED BY GUINEA AND THE PHILIPPINES, HAS
SUBMITTED WORKING PAPER URGING ADDITION FOLLOWING PARA
TO DEFINITION:

"NOTING IN THIS DEFINITION, AND IN PARTICULAR
ARTICLE 3(D), SHALL BE CONSTRUED AS IN ANY WAY
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PREJUDICING OR DIMINISHING THE AUTHORITY OF A

COASTAL STATE TO ENFORCE ITS NATIONAL LEGISLATION IN MARITIME ZONES WITHIN THE LIMITS OF ITS NATIONAL JURISDICTION".

4. DESOTO HAS TO DATE BEEN HIGHLY RESISTANT TO COMPROMISE EFFORTS AND HAS BEEN PRESSING HIS CONCERNS TO AN EXTENT WHICH RISKS DESTABILIZING ENTIRE TEXT. ALTHOUGH HE CLAIMS BACKING OF OTHER COASTAL STATES HE HAS RECEIVED RELATIVELY LITTLE PUBLIC SUPPORT FOR THE INTRANSIGENT STAND HE HAS TAKEN. WHETHER HIS BRINKMANSHIP IS SOLELY RELATED TO PERUS EXTREME LOS POSITION AND DESOTO'S PERSONAL STYLE, OR WHETHER SOME GENERAL PERUVIAN DISLIKE OF THE DEFINITION FOR REASONS RELATED TO BORDER QUESTIONS IS ALSO A FACTOR IS UNCLEAR.
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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
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Draft Date: 07 NOV 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: KelleyW0
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974USUNN04799
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
Film Number: D740321-0090
From: USUN NEW YORK
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19741161/aaaabzsd.tel
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Office: ACTION L
Original Classification: CONFIDENTIAL
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Review Comment: n/a
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Review Event:
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Review Markings:

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30 JUN 2005

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To: SANTIAGO
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Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005